

PATENT AMENDMENT
DIRECTOR

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August 25, 2005

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OF COUNSEL
& JACK SAUER

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VIA FACSIMILE

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

ATTN: Refunds

Re: Utility Patent Application of Donald P. Bushby
Title: System For Treatment of Plantar Fasciitis
Our File No. 2129-15597US01
Serial No.: 10/817,172

To Whom It May Concern:

On August 4, 2005 we added three dependent claims to the above-referenced application by filing a preliminary amendment for the Applicant, who is a small entity. On August 10, 2005, our deposit account was charged \$150, which is the cost for adding three dependent claims for a large entity. A copy of the Deposit Account Statement showing the charge is attached.

The Applicant asserted small entity status on April 2, 2004. The cost of adding three dependent claims for a small entity is \$75.00. This letter is to request a refund of \$75.00 to our deposit account number: 13-0017.

If you have any questions or need additional information please call me at (312) 775-8055. Thank you for your assistance in this matter.

Very truly yours,

David Z. Petty

DZP/srb
Enclosure

cc: Lawrence M. Jarvis (without enclosure)

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Deposit Account Statement

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**United States
Patent and
Trademark Office**
**Deposit Account Statement**

Requested Statement Month: August 2005
Deposit Account Number: 130017
Name: MCANDREWS HELD & MALLOY LTD
Attention:
Address: NORTHWESTERN ATRIUM CENTER
City: CHICAGO
State: IL
Zip: 60606
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01	3	10521007		9204	-\$100.00	\$70,944
08/01	8	11087136		8007	\$60.00	\$70,884
08/01	9	11098167		8007	\$60.00	\$70,824
08/01	9	10180148	1772-13732US	1501	\$1,400.00	\$69,424
08/01	10	11102441		8007	\$60.00	\$69,364
08/01	10	10180148	1772-13732US	1504	\$300.00	\$69,064
08/01	11	60603148		8007	\$60.00	\$68,004
08/01	12	11157577		8007	\$60.00	\$68,944
08/01	13	11158176		8007	\$60.00	\$68,884
08/01	14	11157547		8007	\$60.00	\$68,824
08/01	15	11158141		8007	\$60.00	\$68,764
08/01	16	11158142		8007	\$60.00	\$68,704
08/01	17	11092208		8007	\$60.00	\$68,644
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08/01	108	11189081	16449US02	8021	\$40.00	\$68,404
08/01	121	10898348	15117US01	1801	\$790.00	\$67,614
08/01	122	10898348	15117US01	1464	\$130.00	\$67,484
08/01	164	11191803	13245US02	1011	\$300.00	\$67,184
08/01	165	11191803	13245US02	1111	\$500.00	\$66,684
08/01	166	11191803	13245US02	1311	\$200.00	\$66,484
08/01	167	11191803	13245US02	1201	\$1,200.00	\$65,284
08/01	168	11191803	13245US02	1202	\$600.00	\$64,684
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08/01	182	11191747	16423US01	1111	\$500.00	\$63,884
08/01	183	11191747	16423US01	1311	\$200.00	\$63,684
08/01	184	11191747	16423US01	1202	\$400.00	\$63,284
08/01	185	11191748	16424US01	1011	\$300.00	\$62,984

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Deposit Account Statement

Page 4 of 10

08/08 8	60648834		8007	\$60.00	\$44,254
08/08 7	11087136		8007	\$60.00	\$44,194
08/08 8	11049905		8007	\$60.00	\$44,134
08/08 9	60602119		8007	\$60.00	\$44,074
08/08 10	60603708		8007	\$60.00	\$44,014
08/08 11	10933984		8007	\$60.00	\$43,954
08/08 12	60616779		8007	\$60.00	\$43,894
08/08 13	11174303		8007	\$60.00	\$43,834
08/08 27	29235325	16772US01	8021	\$40.00	\$43,794
08/08 74	10688123	12960US02	1814	\$130.00	\$43,664
08/08 235	10076802	014907-00470	2253	\$510.00	\$43,154
08/08 252	10527122	16478US01	1617	\$130.00	\$43,024
08/08 278	11128502		8021	\$40.00	\$42,984
08/08 338	11126501	16635US01	8021	\$40.00	\$42,944
08/08 461	11063944		8021	\$40.00	\$42,904
08/08 530	11049789		8021	\$40.00	\$42,864
08/09 1	90006803	13151US02	1401	\$500.00	\$42,364
08/09 30	E-REPLENISHMENT		9203	-\$20,000.00	\$62,364
08/09 35	0158480521	1772-72994US01	8014	\$50.00	\$62,314
08/09 36	0181010743	1772-72994US01	8014	\$50.00	\$62,264
08/09 37	0153780754	1772-72994US01	8014	\$50.00	\$62,214
08/09 38	0152470903	1772-72994US01	8014	\$100.00	\$62,114
08/09 39	0182500579	1772-72994US01	8014	\$50.00	\$62,064
08/09 40	0158990357	1772-72994US01	8014	\$50.00	\$62,014
08/09 41	0183370800	1772-72994US01	8014	\$50.00	\$61,964
08/09 42	0162910944	1772-72994US01	8014	\$50.00	\$61,914
08/09 43	0159680646	1772-72994US01	8014	\$50.00	\$61,864
08/09 44	0162970259	1772-72994US01	8014	\$50.00	\$61,814
08/09 45	0163580882	1772-72994US01	8014	\$50.00	\$61,764
08/09 46	0163630452	1772-72994US01	8014	\$50.00	\$61,714
08/09 47	0181310367	1772-72994US01	8014	\$50.00	\$61,664
08/09 48	0162910580	1772-72994US01	8014	\$50.00	\$61,614
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08/09 88	6357988	1954-14949US02	2551	\$450.00	\$59,494
08/09 92	09912990	11521 US02	1501	\$1,400.00	\$58,094
08/09 93	09912990	11521 US02	1504	\$300.00	\$57,794
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08/09 103	11197735	16684US01	1111	\$500.00	\$56,994
08/09 104	11197735	16664US01	1311	\$200.00	\$56,794
08/09 179	11131485		8021	\$40.00	\$56,724
** 08/10 1	10817172	15587US01	1202	\$150.00	\$56,574*
08/10 4	6388010	1772-14378US01	1551	\$900.00	\$55,674
08/10 19	5748619	1772-14373US01	1552	\$2,300.00	\$53,374
08/10 23	6384747	1772-15528US01	1551	\$900.00	\$52,474
08/10 27	5748676	1772-14377US01	1552	\$2,300.00	\$50,174
08/10 39	E-REPLENISHMENT		9203	-\$20,000.00	\$70,174
08/10 51	10642846	133859	1801	\$790.00	\$69,384

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AUG.25'2005 14:49 3127758100

#5328 P.001/004

PATENT MAINTENANCE
DIVISION

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Telephone: 312/775-8000
Facsimile: 312/775-8100

2005 AUG 26 PM 4: 58

US PATENT & TRADEMARK
OFFICE

FAX COVER LETTER

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TO: Refund Department - U.S. Patent and Trademark Office

FROM: David Z. Petty

DATE: August 25, 2005

FACSIMILE NUMBER: (571) 273-6500

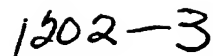
CLIENT: 2129

MATTER: 15597US01

Number of pages this transmission (including Cover page): 4

Message:

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PATENT APPLICATION OF:

Donald P. Bushby

SERIAL NO.: 10/817,172

FILED: April 2, 2004

**FOR: SYSTEM FOR TREATMENT OF
PLANTAR FASCIITIS**

**CERTIFICATE OF MAILING BY
EXPRESS MAIL**

) EXPRESS MAIL NO. EV 639809020 US

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

David Z. Petty
Reg. No. 52,119

Date: 1/27/05

PRELIMINARY AMENDMENT PURSUANT TO 37 C.F.R. §1.121

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Examiner:

Prior to examination and issuance of any office action in this application, please amend the application in this case as follows:

Adjustment date: 10/21/2005 SDIRETA1
08/10/2005 HMASSEY 00000001 130017 10817172
01 FC:1202 150.00 CR

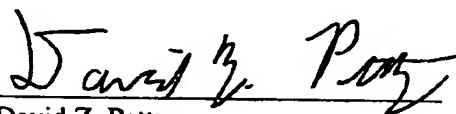
10/21/2005 SDIRETA1 00000057 130017 10817172
01 FC:2202 75.00 DA

REMARKS

The present application includes pending claims 1-43. This Amendment amends claims 1, 4-6, 12, 14, 17, 38-40 and adds new claims 41-43. It is respectfully submitted that the pending claims define allowable subject matter.

If the Examiner has any questions or the Applicant can be of any assistance, the Examiner is invited to contact the Applicant. The Commissioner is authorized to charge \$75.00 to cover the fee for adding 3 dependent claims to the Deposit Account of McAndrews, Held & Malloy, Account No. 13-0017. The Commissioner is also authorized to charge any additional fees or credit any overpayment to Deposit Account No. 13-0017.

Respectfully submitted,



David Z. Petty
Registration No. 52,119
Attorney for Applicant

Date: July 27, 2005

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